

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF VIRGINIA
NORFOLK DIVISION

KATHLEEN KITTERMAN, ANNA) CIVIL ACTION NO.:
CRONIN, CORRIE BALL, MARVIN) 2:12-CV-146
BALL, MARGARET BROGAN and)
EVAN JONES,) DEPOSITION OF:
Plaintiffs,) FORTINO GARCIA
)

vs.)
)

CLAUDIO TOVAR-GUZMAN,)
FORTINO GARCIA and SONS)
HARVESTING, INC. and)
KUZZENS, INC. d/b/a LIPMAN)
LFC AGRICULTURAL SERVICES,)
INC. d/b/a LIPMAN LFC)
ENTERPRISES, INC., d/b/a)
LIPMAN,)
)

Defendants.)
)

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)
KATHLEEN KITTERMAN and ANNA) CIVIL ACTION NO.:
CRONIN,) 2:14-CV-16
)

Consolidated Plaintiffs,)
)

vs.)
)

LFC AGRICULTURAL SERVICES,)
INC. d/b/a LIPMAN LFC)
AGRICULTURAL ENTERPRISES,)
INC., d/b/a LIPMAN,)
)

Consolidated Defendants.)
)

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Given before Aaron Selman, Court
Reporter and Notary Public, in the offices of
Moss, Kuhn & Fleming, 1501 North Street, Beaufort,
South Carolina, on Monday, July 7, 2014,
commencing at 10:00 a.m.

BETTYE ANDERSON & ASSOCIATES

Certified Court Reporters

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1 (Reporter Note: After diligent research,
2 phonetic spellings were used for all proper
3 names or words not specifically spelled
4 during the course of the deposition.)

5 MR. HARMAN: I'm Mike Harman, and I'm
6 here with Fortino Garcia. He is going to be the
7 witness with respect to the Rule 30(b)(6)
8 deposition of his company that has been noticed.

9 He's prepared. We've gone over the
10 notices that you fellows want to discuss. He's
11 obviously given a deposition before, so he
12 understands the ground rules. I guess he's ready
13 to be re-sworn and answer your questions.

14 (FORTINO GARCIA, having been first duly
15 sworn, testified as follows:)

16 DIRECT EXAMINATION BY MR. CASEY:

17 Q. Good morning, Mr. Garcia.

18 A. Good morning, sir.

19 Q. As you know, I'm Brian Casey, and I
20 represent Kuzzens and also LFC Agricultural
21 Services and LFC Enterprises, Inc., in this case.

22 I'm going to ask you a few questions on
23 the topics that we've identified before the
24 deposition.

25 If any of my questions are not clear,

1 please let me know and I'll try to make them
2 clearer.

3 If you need to take a break at any time,
4 just let us know and we can take a break at any
5 time.

6 You've given a deposition before, so you
7 know what it's all about. First, please state
8 your name.

9 A. Fortino Garcia.

10 Q. And, Mr. Garcia, are you an owner of
11 Fortino Garcia and Sons Harvesting, Inc.?

12 A. Yes, sir.

13 Q. And are you an officer of the company as
14 well?

15 A. Yes, sir.

16 Q. What is your position with the company?

17 A. With Kuzzens?

18 Q. With Fortino Garcia and Sons Harvesting.

19 A. I'm the owner of the company and I --
20 yes, sir.

21 Q. And are there any other owners of Fortino
22 Garcia and Sons Harvesting?

23 A. No, sir. Just me and my wife.

24 Q. Does the company have officers?

25 A. No, sir.

1 Q. Just you and your wife?

2 A. Correct.

3 Q. The name refers to "Sons," Fortino Garcia
4 and Sons Harvesting. Do you have sons who also
5 work for the company?

6 A. Not anymore, no, sir.

7 Q. Did you at one time?

8 A. Yes, sir.

9 Q. And is Fortino Garcia and Sons Harvesting
10 incorporated in the state of Florida?

11 A. Yes, sir.

12 Q. What is the nature of the business of
13 Fortino Garcia and Sons Harvesting?

14 A. The nature?

15 Q. What type of business does your company
16 do?

17 A. We just harvest tomatoes for Kuzzens or
18 Lipman.

19 MR. CASEY: Let me show you a document
20 which we'll have marked as Exhibit No. 1.

21 (Whereupon, Deposition Exhibit No. 1 was
22 marked for identification.)

23 MR. HARMAN: Is this the same as what I
24 think was Exhibit 2 in his first deposition?

25 MR. CASEY: No.

1 MR. HARMAN: Different date?

2 MR. CASEY: Correct.

3 BY MR. CASEY:

4 Q. Take this one with the exhibit number on
5 it. Mr. Garcia, I've handed you what's been
6 marked as Deposition Exhibit No. 1. What is this
7 document? Do you recognize this document?

8 A. Yes. This is the contract that we get
9 from the company.

10 Q. And this is the contract between Fortino
11 Garcia and Sons Harvesting and LFC Agricultural
12 Services, Inc.?

13 A. Yes, sir.

14 Q. Is this the contract by which Fortino
15 Garcia and Sons does work harvesting tomatoes as
16 you've described a moment ago?

17 A. Yes, sir.

18 Q. The date on this document is June 3,
19 2011. Do you see that at the top?

20 A. Right.

21 Q. So I'm going to direct you back to the
22 year of 2011, and ask if Fortino Garcia and Sons
23 Harvesting performed agricultural services,
24 according to this agreement, for LFC Agricultural
25 Services back in 2011?

1 A. Yes.

2 Q. And did that include harvesting tomatoes
3 at times and at farm locations as-needed by LFC
4 Agricultural Services?

5 A. Yes.

6 Q. And did that include harvesting tomatoes
7 at a farm or farms near Beaufort, South Carolina,
8 in 2011?

9 A. Yes.

10 Q. And also at a farm or farms near Exmore,
11 Virginia, in 2011?

12 A. Yes.

13 Q. Any other farms during 2011 that your
14 company harvested pursuant to this agreement,
15 Exhibit 1?

16 A. No.

17 Q. I note that on page 3 of the agreement
18 that there's a Section 4.2 entitled
19 "Transportation." Do you see that?

20 A. Yes.

21 Q. Did Fortino Garcia and Sons provide
22 transportation pursuant to this agreement back in
23 2011?

24 A. Yes.

25 Q. And did that include providing

1 transportation to farm workers to and from housing
2 in the fields to perform harvest work?

3 MR. BROGAN: Object to the form.

4 A. Yes, sir.

5 BY MR. CASEY:

6 Q. And did that occur in the farms in or
7 near Beaufort, South Carolina, in 2011?

8 A. Yes, sir.

9 MR. BROGAN: Object to the form.

10 BY MR. CASEY:

11 Q. Where did the farm workers stay when they
12 were working on the farms in Beaufort, South
13 Carolina, back in 2011?

14 A. We stayed in the -- the name is Bayview
15 Camp here in Beaufort, South Carolina.

16 Q. And did Fortino Garcia and Sons provide
17 the housing at Bayview Camp in Beaufort, South
18 Carolina?

19 A. No. The company does for the people,
20 yes. They furnish the houses and we live there.

21 Q. But the company that provides it is not
22 Fortino Garcia and Sons Harvesting, Inc. --

23 A. No.

24 Q. -- is that correct?

25 A. Correct.

1 Q. In 2011 in Beaufort, South Carolina, did
2 Fortino Garcia and Sons Harvesting, Inc.,
3 transport workers from the housing, the camp, that
4 you've just described to the farm fields in the
5 morning to work and then back to the housing in
6 the evening after the harvest was done?

7 A. Yes.

8 Q. In 2011 in South Carolina, did Fortino
9 Garcia and Sons Harvesting use buses to transport
10 those workers from the camp that you just
11 described to the farm fields each day?

12 A. Yes, sir.

13 Q. When the workers got off the buses at the
14 fields to begin each workday in the morning, did
15 the workers check-in or clock-in in some manner?

16 A. We have a scanner. We take the buses to
17 the main office. They scan them in. And then we
18 go from there to the fields, yes.

19 Q. And in 2011 in South Carolina, where was
20 the main office that you took them to located?
21 Near the fields?

22 A. I don't remember the name of the street.

23 Q. So I just want to be clear, so correct me
24 if I'm wrong. The buses would take the workers
25 from the housing camp to the office where they

1 would scan in, and then the buses would take them
2 to the field to begin work, is that how it worked?

3 A. Yes, sir.

4 Q. And you said to scan in. Did the workers
5 have an identification card that they would run
6 through a scanner in the morning?

7 A. Yes, sir.

8 Q. Did Fortino Garcia and Sons Harvesting,
9 Inc., maintain or service that scanner?

10 A. No.

11 Q. Did Fortino Garcia and Sons Harvesting
12 issue the ID cards that were scanned into the
13 scanner?

14 A. No.

15 Q. Did Fortino Garcia and Sons Harvesting
16 make a report of who worked each day that was a
17 different record from the record made by the
18 scanner of the ID cards?

19 A. Yes.

20 Q. What record did Fortino Garcia and Sons
21 Harvesting make of the workers?

22 A. Every day at the end of the day -- when
23 we start working, we have some chips. Every
24 bucket they pick, we throw in a chip. At the end
25 of the day, we collect them.

1 I have a notebook with their name written
2 down, and we put the chip numbers, 300, or
3 whatever. Lipman provides the payroll and gives
4 to us. We make it in the evenings, turn it in
5 every morning and they take it from there.

6 Q. So the document that your company
7 prepares --

8 MR. BOBBY GARCIA: Excuse me. Can I butt
9 in? Excuse me for a second.

10 Dad, I think what he's asking is, do you
11 keep records of the people when they scan in, how
12 many people went to work that day? Does his
13 company keep records of that? That's what you're
14 asking?

15 MR. CASEY: That's correct.

16 MR. BOBBY GARCIA: Right. What he's --
17 like, say, you take fifty people to scan in, the
18 computer says fifty people. Does your company
19 have other records of the people you take to work?
20 Do you keep your own records?

21 A. Yes.

22 MR. BOBBY GARCIA: Which you do know how
23 many people do go to work?

24 A. Yes.

25 MR. BOBBY GARCIA: He's asking what kind

1 of record is that.

2 BY MR. CASEY:

3 Q. And is that the record you were just
4 talking about?

5 A. Yes.

6 Q. With the chips?

7 A. Yes.

8 Q. So when the workers -- at the end of the
9 day, the workers -- or during the day, the workers
10 are given a chip for each bucket, is that right?

11 A. Yes.

12 MR. BROGAN: Can we put on the record who
13 just spoke?

14 MR. HARMAN: Oh, sure. Give your full
15 name, Bobby.

16 MR. BOBBY GARCIA: My name is Bobby
17 Garcia, Fortino's son. And I help him a lot out
18 in the farm. So a lot of questions if he don't
19 understand, I'll just explain it to him the --
20 just so he can understand the question a little
21 bit better, if that's all right.

22 MR. HARMAN: Generally, it's what your
23 dad can remember, but we are trying to get at it.

24 MR. BOBBY GARCIA: Okay.

25 MR. CASEY: It is a 30(b)(6) of the

1 company.

2 MR. HARMAN: I don't mind. We're trying
3 to get it straight if y'all don't mind.

4 MR. BROGAN: He wasn't testifying. He
5 was just clarifying. Having spent the last five
6 days with Russians, I understand interpretations
7 and interpreters.

8 BY MR. CASEY:

9 Q. Mr. Garcia, let me just make sure I
10 understand. During the day when the workers pick
11 tomatoes and put them in the buckets and once a
12 bucket is filled, your company puts a chip in that
13 bucket, is that right?

14 A. Yes.

15 Q. And then at the end of the day, your
16 company collects those chips and records how many
17 chips for each worker, is that right?

18 A. Yes.

19 Q. Is that on a piece of paper that your
20 company has?

21 A. Yes.

22 Q. Does that piece of paper have the name of
23 the individual worker, is that right?

24 A. Yes.

25 Q. And then the number of chips for that

1 day?

2 A. Yes.

3 Q. And then where does that piece of paper
4 go after that's prepared?

5 A. After that prepared, I just leave it in
6 my notebook. And then Lipman gives the payroll
7 sheet. We transfer the pieces to their payroll
8 and turn it in in the office.

9 Q. The names that your company uses on that
10 sheet of paper where you record the number of
11 chips, do those names come from the ID badges?

12 A. Yes.

13 Q. Are there any other records that your
14 company, Fortino Garcia and Sons, makes of the
15 workers who work each day --

16 A. No.

17 Q. -- other than what you just described?

18 A. (Witness nodded head negatively.)

19 Q. So at the end of the harvest day, your
20 company then picks up the workers on one of your
21 buses, correct?

22 A. (Witness nodded head affirmatively.)

23 Q. Is that right?

24 A. Yes.

25 Q. And then do they check out at the end of

1 the day?

2 A. Yes, sir.

3 Q. Go back to the office where they had
4 scanned in in the morning, is that right?

5 A. Yes.

6 Q. And then they scan their ID card in at
7 the end of the day there as well?

8 A. Yes.

9 Q. And then your company drives them back to
10 the housing camp?

11 A. Yes.

12 Q. And does your company also, Fortino
13 Garcia and Sons Harvesting, Inc., does it also
14 sometimes transport the workers locally for
15 groceries or shopping?

16 A. No.

17 Q. Do you get the groceries yourself and
18 bring them back to the camp?

19 A. They have their own vehicles.

20 Q. They use their own vehicles?

21 A. They have their own vehicles, yes.

22 Q. You use the buses just to transport them
23 during the harvest from the camp to the office, to
24 the fields, back to the office and then back to
25 camp?

1 A. Yes, sir.

2 Q. Thank you. Are the farm workers paid on
3 a weekly basis?

4 A. Every two weeks.

5 Q. Every two weeks, okay. And is that a
6 payment that is made by a check?

7 A. Yes.

8 Q. Fortino Garcia and Sons does not issue
9 the checks, is that correct?

10 A. No.

11 Q. Does Fortino Garcia and Sons deliver the
12 checks to the workers?

13 A. No.

14 Q. I want to talk about the buses a little
15 bit. Back in 2011, as I understand it, your
16 company, Fortino Garcia and Sons Harvesting, had
17 two buses, is that right?

18 A. Yes.

19 Q. And those are the two buses that it used
20 to transport workers from the housing to the
21 office, to the fields, back to the office and then
22 back to the housing, correct?

23 A. Yes.

24 Q. Did Fortino Garcia and Sons own any other
25 vehicles that were used in the harvesting or

1 farming process other than the two busses?

2 A. The field trucks that I use in the field.

3 Q. How many field trucks back in 2011 did
4 your company --

5 A. Six.

6 Q. And what did the field trucks do?

7 A. They just -- they go from the packing
8 house -- actually, from the fields to the packing
9 house to get the bins where we normally dump the
10 tomatoes. Bring them to the fields. Load them
11 up. And bring them back to the packing house.

12 Q. And those trucks were owned by Fortino
13 Garcia and Sons Harvesting?

14 A. Yes.

15 Q. And the buses were also owned by Fortino
16 Garcia and Sons Harvesting?

17 A. Yes.

18 Q. One of the buses, as you know, that was
19 owned by your company was involved in the accident
20 that brings us all here because of this lawsuit.
21 Do you know when your company acquired that bus?

22 A. I bought it in 2010, around August.

23 Q. And where did you purchase it?

24 A. In Maryland.

25 Q. Do you know who you purchased it from?

1 A. Charles Fisher.

2 Q. And is Charles Fisher a dealer or an
3 individual?

4 A. An individual.

5 Q. Do you know where he --

6 A. Princess Anne, Maryland.

7 Q. And was it bought used?

8 A. Yes.

9 Q. How about the second bus that your
10 company owned back in 2011, do you recall when you
11 acquired that?

12 A. No.

13 Q. Who serviced the bus that was involved in
14 the accident when it needed service or
15 maintenance?

16 A. My company.

17 Q. Did you have somebody with your company
18 that did it or did you just take it to a shop at
19 some point?

20 A. We have our own mechanic.

21 Q. So you had your own mechanic who was an
22 employee of Fortino Garcia and Sons Harvesting,
23 Inc.?

24 A. Yes.

25 Q. Did your mechanic take care of things

1 like oil changes?

2 A. That's about it. Oil changes.

3 Q. Oil changes. How about tires when it
4 needed new tires?

5 A. We put tires and brakes.

6 Q. And who took care of seeing that it
7 passed inspection?

8 A. Plus when we buy a bus like that, we got
9 to get it registered. And they come out and
10 inspect the bus, make sure everything is fine
11 because we're transferring people. And if it's
12 not right, they would not give us the stickers and
13 the company will not let us put people in the
14 buses. So that's the way we do it.

15 And then the Feds come out, check the
16 crew leaders, check the buses and make sure
17 everything is the way it's supposed to be, federal
18 people.

19 Q. Who paid for things like oil changes, new
20 batteries?

21 A. My company.

22 Q. Who paid for repairs if it needed it?

23 A. Me.

24 Q. Who purchased the fuel that was needed to
25 operate the bus?

1 A. Me.

2 Q. Who obtained liability insurance for the
3 bus?

4 A. Me.

5 Q. Did you pay for it as well?

6 A. Yes, sir.

7 Q. Your company paid for it as well?

8 A. Yes.

9 Q. Did your company, Fortino Garcia and Sons
10 Harvesting, use an insurance agent to get
11 insurance for the bus?

12 A. Yes, sir.

13 Q. Who was the insurance agent?

14 A. At the time, it was Bruce Henry.

15 Q. Where is Bruce Henry located?

16 A. In Immokalee.

17 Q. Again, going back staying with 2011. In
18 2011, who were the drivers that your company used
19 to drive the buses from the housing in South
20 Carolina to the office and then to the farms each
21 day?

22 A. Victor Roman and me.

23 Q. Were there any qualifications that were
24 required of the drivers?

25 A. If they don't have a courier's license

1 and a CDL Class D, you're not allowed to drive a
2 bus.

3 Q. And, obviously, Victor Roman had those
4 licenses --

5 A. Yes.

6 Q. And so did you?

7 A. Yes.

8 Q. Back in 2011 after the harvest in South
9 Carolina was ending or ended, did you then go to
10 Virginia to lead a crew to harvest tomatoes near
11 Exmore?

12 A. Yes, sir.

13 Q. Is that something that you had been doing
14 for several years?

15 A. Yes.

16 Q. Did many of the farm workers who
17 harvested tomatoes in the farms in South Carolina
18 also travel to Virginia to harvest tomatoes there
19 in 2011?

20 A. Yes.

21 Q. Did you hire someone to drive the buses
22 that your company owned from Virginia to South
23 Carolina so that they could be used to transport
24 workers from the housing there to the fields and
25 back?

1 A. I had Victor Roman and me at the time,
2 but I couldn't take it, so I hired a guy. I gave
3 him \$200 to drive the bus from here. And I had
4 Guzman with him because he knew where the farm
5 was, the camp, to deliver the stuff to the people.
6 And he rode along with him.

7 Q. Who was it that you hired to drive the
8 bus from South Carolina to Virginia?

9 A. It was a local guy from here, from
10 Beaufort.

11 Q. Do you know his name?

12 A. No, sir.

13 Q. One of the names that's been suggested in
14 the discovery is the name of "Sanchez." Does that
15 ring a bell?

16 A. Sanchez?

17 Q. Victor Sanchez?

18 A. It was Victor. I guess instead of Victor
19 Roman, you got Victor Sanchez.

20 Q. Do you know if that's the person that you
21 hired to drive the bus?

22 A. No.

23 Q. You're not sure?

24 A. No.

25 Q. You don't remember his name?

1 A. No.

2 Q. You say he was a local guy --

3 A. Yes.

4 Q. -- here in South Carolina?

5 A. Yes, sir.

6 Q. Had you hired him in the past to drive a
7 bus?

8 A. No. First time.

9 Q. This is the first time. How did you meet
10 Mr. Sanchez?

11 A. I was just looking for a driver. And he
12 find out, and he come and see me. That's when I
13 told him.

14 Q. Did he have to have any qualifications in
15 order for you to hire him to drive?

16 A. Yes.

17 Q. What were they?

18 A. It was just a CDL Class D and passenger
19 endorsement.

20 Q. And he displayed all those
21 qualifications?

22 A. Yes.

23 Q. Who made the choice to hire him to take
24 your bus from South Carolina to Virginia in 2011?

25 A. Excuse me?

1 Q. Who made the choice to hire him to take
2 the bus from South Carolina to Virginia? Was that
3 you?

4 A. My company.

5 Q. And how was he paid to transport that
6 bus?

7 A. I gave him \$200 cash.

8 Q. In cash?

9 A. Yes.

10 Q. So you did not use the payroll service of
11 LFC Agricultural Services --

12 A. No.

13 Q. -- to pay him, correct?

14 A. No.

15 MR. HARMAN: You did not use it?

16 MR. CASEY: I'll rephrase it just so it
17 will be clear.

18 BY MR. CASEY:

19 Q. Did you use the payroll service of LFC
20 Agricultural Services, Inc., to pay the driver to
21 take the bus from South Carolina to Virginia in
22 2011?

23 A. No.

24 Q. And was this driver hired by your
25 company, Fortino Garcia and Sons Harvesting, or by

1 you personally?

2 A. Personally myself.

3 Q. Did you or your company notify LFC
4 Agricultural Services that you had hired this
5 particular driver to take the bus to Virginia?

6 A. No.

7 Q. Did you or your company notify LFC
8 Enterprises, Inc., that this particular driver had
9 been hired to take the bus from South Carolina to
10 Virginia?

11 A. No.

12 Q. Did you or your company notify Kuzzens,
13 Inc., that this particular driver had been hired
14 to take the bus from South Carolina so Virginia?

15 A. No.

16 Q. Did you or your company provide any
17 information about this driver to LFC Enterprises
18 or LFC Agricultural Services or Kuzzens, Inc.?

19 A. No.

20 Q. Did LFC Enterprises or LFC Agricultural
21 Services or Kuzzens, Inc., have any involvement in
22 the hiring of this particular driver to transport
23 your bus from South Carolina to Virginia in 2011?

24 A. No.

25 Q. Who gave the driver instructions as to

1 what the job was that he was being hired to do?

2 A. Myself.

3 Q. And who gave the driver permission to
4 operate the bus?

5 A. Myself.

6 Q. When he began driving the bus from South
7 Carolina, you mentioned that Tovar Guzman was also
8 on the bus with him, is that right?

9 A. Correct.

10 Q. Do you know if there was anybody else on
11 the bus with him?

12 A. No, sir, not that I know. Not when he
13 left.

14 Q. Did you learn before or after the
15 accident that happened that the driver you had
16 hired had left the bus?

17 A. No.

18 Q. But at some point, you learned that he
19 had left the bus, is that right?

20 A. After the accident, yes.

21 Q. After the accident?

22 A. Yes.

23 Q. And did you learn that from Tovar Guzman?

24 A. No. They just call me.

25 Q. Who called you?

1 A. David Garcia called me and told me that
2 my bus had had an accident.

3 Q. Who was the one that told you that the
4 driver you had hired was not driving it at the
5 time of the accident?

6 A. When the cops was there, the guy -- Tovar
7 called me and told me that he was driving the bus,
8 and I told him not to drive the bus. He wasn't
9 allowed to drive the bus whatsoever.

10 Q. And just to be clear, your company and
11 you never hired Tovar Guzman to drive the bus,
12 correct?

13 A. No.

14 Q. Did you or your company hire Tovar Guzman
15 to drive the bus?

16 A. No.

17 Q. Did you or your company give Tovar Guzman
18 permission to drive the bus?

19 A. No.

20 Q. Did you know that he was driving the bus
21 before the accident?

22 A. No.

23 Q. You spoke to Tovar Guzman on the
24 telephone after the accident?

25 A. No.

1 Q. When did you or did you speak to Tovar

2 Guzman --

3 A. No.

4 Q. -- after the accident?

5 A. No.

6 Q. Did he call you?

7 A. No, sir.

8 Q. He did not call you?

9 A. No.

10 Q. I think so you said that Mr. Garcia was

11 the one who first advised you there was an

12 accident?

13 A. He called me, yes, that the bus had an

14 accident.

15 Q. The bus had an accident?

16 A. And I call him.

17 Q. And then did somebody call you? Did Mr.

18 Tovar Guzman call you or did you call Tovar

19 Guzman?

20 A. No. Some of the guys that were there,

21 they called me and told me my bus was in an

22 accident, but I don't remember who it was.

23 Q. And somebody said that Tovar Guzman was

24 driving it?

25 A. Yes.

1 Q. But you're not sure who said that?

2 A. No.

3 Q. Do you remember any conversations that
4 you had with Tovar Guzman about the accident by
5 telephone?

6 A. No.

7 Q. Let me go back and follow up on one other
8 earlier question I asked you. Back in South
9 Carolina at the farms when the workers were paid,
10 you already testified that you and your company
11 did not deliver the paychecks to the workers?

12 A. No, sir.

13 Q. Did you or your company keep any record
14 of workers receiving paychecks?

15 A. No.

16 Q. Do you know what was on the bus when it
17 left South Carolina?

18 A. Just the luggage for the people.

19 Q. Luggage for some of the workers?

20 A. Yes, sir. All the luggage for the
21 workers.

22 Q. Did LFC Agricultural Services, Inc., pay
23 you or your company to transport the buses from
24 Virginia to South Carolina?

25 A. No.

1 Q. Did LFC Enterprises, Inc., pay you or
2 your company to transport the buses from Virginia
3 to South Carolina?

4 A. No.

5 Q. Did Kuzzens, Inc., pay you or your
6 company to transport the buses from Virginia to
7 South Carolina?

8 A. No.

9 Q. I think I may have asked that question
10 reversing the states. I'm going to ask it again.

11 MR. HARMAN: I wasn't sure if you wanted
12 to do that or not.

13 MR. CASEY: I apologize. I'm going to
14 ask it again.

15 BY MR. CASEY:

16 Q. Did LFC Agricultural Services pay you or
17 your company to transport the buses from South
18 Carolina to Virginia in 2011?

19 A. No.

20 Q. Did LFC Enterprises pay you or your
21 company to transport the buses from South Carolina
22 to Virginia in 2011?

23 A. No.

24 Q. Did Kuzzens, Inc., pay you or your
25 company to transport the buses from South Carolina